

Memorandum

To: CHAIR AND COMMISSIONERS

CTC Meeting: December 14-15, 2005

Reference No.: 3.16
Information Item

From: CINDY McKIM
Chief Financial Officer

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Local Assistance

Ref: **SIXTH CYCLE AB 1012 UNOBLIGATED CMAQ, RSTP, AND REGIONAL TEA “USE IT OR LOSE IT” CLOSE-OUT REPORT**

SUMMARY:

The annual notice to regional agencies for the sixth cycle of AB 1012 “Use It or Lose It” provisions was released on November 15, 2004. The sixth cycle Congestion Mitigation and Air Quality (CMAQ) Program, Regional Surface Transportation Program (RSTP) and Regional Transportation Enhancement Activity (R-TEA) funds subject to potential reprogramming on November 1, 2004 totaled approximately \$119 million, based on September 30, 2004 balances. At that time, 11 agencies had CMAQ balances subject to reprogramming, 11 agencies had RSTP balances subject to reprogramming, and 23 regions had R-TEA balances subject to reprogramming.

The final report for the sixth cycle, based on September 30, 2005 balances, shows the total funds subject to reprogramming under AB 1012 are approximately \$1 million. This is a reduction of \$118 million from the initial sixth cycle notification of \$119 million based on the September 30, 2004 balances. Approximately 58 percent of the amount subject to reprogramming is in the CMAQ program and 42 percent is in the R-TEA program.

Since September 2004, the number of agencies with CMAQ balances subject to reprogramming has decreased from 11 to 2, and the number of agencies with R-TEA balances subject to reprogramming has decreased from 23 to 1. Please note that agencies may have more than one type of fund subject to reprogramming.

BACKGROUND:

AB 1012 was enacted October 10, 1999 with a goal of improving the delivery of transportation projects. A section of the legislation states that regional agency CMAQ and RSTP funds that are not obligated within the first three years of federal eligibility are subject to reprogramming by the Commission in the fourth year. In addition, the Department is required to submit quarterly progress reports on impacted fund balances to the Commission.

Attachments

**Apportionment Status Report
CMAQ, RSTP, and R-TEA
per AB 1012
as of September 30, 2005**

Reference No.: 3.16
Attachment 1

**Cycle 6 Summary
(With Advanced Construction Projects)**

Region	CMAQ Unobligated 9/30/2005 Delivery Balance ¹	CMAQ Amount Subject to AB 1012 Reprogramming Cycle 6 11/01/2005 ²	RSTP Unobligated 9/30/2005 Delivery Balance ¹	RSTP Amount Subject to AB 1012 Reprogramming Cycle 6 11/01/2005 ²	R-TEA Unobligated 9/30/2005 Delivery Balance ¹	R-TEA Amount Subject to AB 1012 Reprogramming Cycle 6 11/01/2005 ²
Butte	2,123,497	-	-	-	-	-
Fresno	12,627,981	-	12,336,666	-	64,768	-
Kern	15,700,674	-	11,958,390	-	486,749	-
Kings	1,204,449	-	-	-	-	-
Los Angeles	59,809,914	-	77,045,785	-	(2,699,962)	-
Madera	1,457,510	-	-	-	-	-
Merced	440,820	-	-	-	-	-
Monterey	290,836	-	1,623,408	-	-	-
Orange	10,499,328	-	33,809,437	-	8,181	-
Riverside	13,295,953	-	30,198,610	-	-	-
Sacramento (SACOG)	5,687,419	-	(5,548,328)	-	17,706	-
San Benito	777,574	-	-	-	-	-
San Bernardino	52,349,103	-	6,527,122	-	-	-
San Diego	(9,088,993)	-	18,406,227	-	-	-
S.F. Bay Area (MTC)	(13,488,884)	-	24,588,309	-	(1,236,053)	-
San Joaquin	11,130,626	-	(7,329,814)	-	-	-
San Luis Obispo	-	-	1,495,741	-	189,605	-
Santa Barbara	5,958,993	498,689	-	-	527,178	527,178
Santa Cruz	835,781	-	-	-	638	-
Stanislaus	8,417,089	-	11,289,914	-	139,514	-
Tahoe	1,418,962	239,419	-	-	(60,776)	-
Tulare	3,123,783	-	-	-	163,437	-
Ventura	10,166,176	-	10,523,489	-	397,281	-
Rural Counties & SCAG	-	-	\$2,630,119	-	(577,839)	-
TOTAL	\$194,738,589	\$738,108	\$229,555,074	\$0	(\$2,579,574)	\$527,178

¹ Indicates all apportionments not yet obligated.

² Reflects balances 3 years old entering 4th year.

Balances Subject to AB 1012 Reprogramming include information as of September 30, 2005, and have been adjusted to account for projects that were obligated or extended after September 30, 2005.

Cycle 6 assumes the use of all previous cycle balances.

Balances are adjusted for projects using the State AC process.

Note: The Regional balances reflect activities that have been recorded in Caltran's Local Assistance accounting system. There may be a time delay between the FHWA authorization and the recording of the transaction in the Caltran's Local Assistance accounting system.

**Apportionment Status Report
CMAQ, RSTP, and R-TEA
per AB 1012
as of September 30, 2005**

Reference No.: 3.16
Attachment 2

**Cycle 6
Rural County Summary**

Region	CMAQ Unobligated 9/30/2005 Delivery Balance ¹	CMAQ Amount Subject to AB 1012 Reprogramming Cycle 6 11/01/2005 ²	RSTP Unobligated 9/30/2005 Delivery Balance ¹	RSTP Amount Subject to AB 1012 Reprogramming Cycle 6 11/01/2005 ²	R-TEA Unobligated 9/30/2005 Delivery Balance ¹	R-TEA Amount Subject to AB 1012 Reprogramming Cycle 6 11/01/2005 ²
Rural County Information:						
Del Norte	-	-	-	-	-	-
Humboldt	-	-	-	-	-	-
Lake	-	-	-	-	-	-
Mendocino	-	-	-	-	-	-
Lassen	-	-	-	-	(251,010)	-
Modoc	-	-	-	-	-	-
Plumas	-	-	-	-	-	-
Shasta	-	-	-	-	-	-
Siskiyou	-	-	-	-	-	-
Tehama	-	-	-	-	-	-
Trinity	-	-	-	-	(115,854)	-
Colusa	-	-	-	-	-	-
El Dorado	-	-	37,255	-	(136,389)	-
Glenn	-	-	-	-	-	-
Nevada	-	-	-	-	-	-
Placer	-	-	66,874	-	-	-
Sierra	-	-	-	-	-	-
Inyo	-	-	130	-	(74,586)	-
Mono	-	-	-	-	-	-
Alpine	-	-	-	-	-	-
Amador	-	-	-	-	-	-
Calaveras	-	-	-	-	-	-
Mariposa	-	-	-	-	-	-
Tuolumne	-	-	-	-	-	-
Imperial (SCAG)	-	-	2,525,864	-	-	-
Rural Combined Totals:	-	-	\$2,630,123	-	(\$577,839)	-

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² Reflects balances 3 years old entering 4th year.

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Note: The Regional balances reflect activities that have been recorded in Caltran's Local Assistance accounting system. There may be a time delay between the FHWA authorization and the recording of the transaction in the Caltran's Local Assistance accounting system.